

## Message Text

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ACTION AF-08

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INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15  
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R 131200Z DEC 76  
FM AMCONSUL ZANZIBAR  
TO SECSTATE WASHDC 1220  
INFO AMEMBASSY NAIROBI  
AMEMBASSY LONDON  
AMEMBASSY DAR ES SALAAM

C O N F I D E N T I A L ZANZIBAR 0194

E.O. 11652: GDS  
TAGS: PINT, PINS, TZ  
SUBJECT: ZANZIBAR TREASON TRIAL: ATTORNEY -GENERAL ASKS FOR MERCY

REF: ZANZIBAR 173

1. ATTORNEY-GENERAL WOLFANGO DOURADO MADE FINAL  
SUBMISSION DECEMBER 7 TO SUPREME COUNCIL WHICH REVIEWING  
CASES OF ALL STILL JUDGED GUILTY OF PARTICIPATING IN 1972 ATTEMPT  
TO OVERTHROW ZANZIBAR GOVERNMENT. DOURADO CALLED FOR JUSTICE, NOT  
REVENGE, AND ASKED THAT ALL REMAINING DEATH SENTENCES BE  
COMMUTED, EVEN IN CASES OF GUILTY PLEAS. HE ALSO ASKED FOR  
COMMUTATION OF DEATH SENTENCE ON ABDULRAHMAN BABU, CHARGED AS  
LEADER OF CONSPIRACY BUT DETAINED ON MAINLAND AND TRIED IN  
ABSENTIA.

2. DOURADO HAD BEEN CONSUMED WITH OUTRAGE AT CHARGES MADE  
BY SEVERAL APPELLANTS THAT HE HAD FORCED THEM TO PLEADE GUILTY  
BUT NOBLER SENTIMENTS PREVAILED. FAIR PART OF HIS SUBMISSION  
WAS DEVOTED TO ANSWERING CHARGES MADE BY APPELLANTS.

3. ATTORNEY-GENERAL DID NOT ATTEMPT TO ESTABLISH INNOCENCE  
OF APPELLANTS BUT CAUTIONED SUPREME COUNCIL AGAINST ALLOWING  
CONVICTIONS TO REST SOLELY ON RETRACTED STATEMENTS OBTAINED  
THROUGH "HEINOUS" MEANS. DOURADO DREW ON AFRO-SHIRAZI PARTY  
POLICY (RECONCILIATION, RE-EDUCATION OF CRIMINALS), KARUME'S  
GHOST (HE WOULD WANT MERCY AND COMPASSION), AND THE KORAN  
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(LENIENCY FOR THOSE WHO REPENT) - A POTENT COMBINATION IN

ZANZIBAR - TO PUT FORWARD BEST CASE FOR LENIENCY.

4. DOURADO USED OCCASION TO HIT THOSE ON HIS ENEMY LIST: COLONEL SEIF BAKARI AND HIS ASSOCIATES FOR "HEINOUS" MEANS OF OBTAINING STATEMENTS; PRESIDENT NYERERE, BY REAFFIRMING ZANZIBAR'S RELIGIOUS BELIEFS (WHICH NYERERE IS THOUGHT BY SOME TO HAVE DEROGATED DURING HIS LAST VISIT); AND THE MAINLAND FOR ITS STANDARDS OF JUSTICE. HE ALSO CHARGED ZANZIBAR'S CHIEF JUSTICE ALI HAJI PANDU WITH POOR WORK IN REVIEWING THE TREASON TRIAL CASES IN LATE 1975.

5. DOURADO SEEMS TO HAVE PRESENTED SUBMISSION WITHOUT REFERENCE TO ABOUT JUMBE'S VIEWS WHICH ARE NOT KNOWN AT THIS POINT. ATTORNEY-GENERAL BELIEVES THERE IS NOW A REASONABLE CHANCE ALL OR NEARLY ALL DEATH SENTENCES WILL BE COMMUTED AND HOPES CASES CAN BE CLOSED BY FEBRUARY 5, 1977. THAT IS DATE OF ASP'S TWENTIETH ANNIVERSARY AND FOUNDING DATE OF UNIFIED TANZANIAN POLITICAL PARTY AND DOURADO EXPECTS THERE MAY BE A GENERAL AMNESTY FOR THOSE IN PRISON ON CHARGES RELATED TO POLITICS.  
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